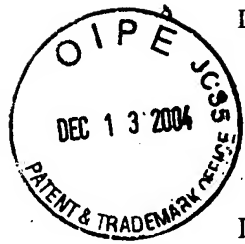


HW

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| | | |
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| In re patent |) | |
| application of: |) | Before the Examiner |
| |) | |
| Kevin T. Foley et al. |) | David A. Bonderer |
| |) | |
| Serial No. 10/625,418 |) | |
| |) | Group Art Unit 3732 |
| Filed: July 23, 2003 |) | |
| |) | Atty Docket No. 4002-3363/PC459.06 |
| METHODS AND INSTRUMENTS FOR |) | |
| INTERBODY SURGICAL TECHNIQUES |) | Dec. 10, 2004 |

RESPONSE TO RESTRICTION/ELECTION REQUIREMENT
UNDER 35 U.S.C. §121

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| TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i> | Application Number | 10/625,418 |
| | Filing Date | July 23, 2003 |
| | First Named Inventor | Kevin T. Foley |
| | Art Unit | 3732 |
| | Examiner Name | David A. Bonderer |
| Total Number of Pages in This Submission | Attorney Docket Number | 4002-3363/PC459.06 |

| ENCLOSURES (Check all that apply) | | |
|--|--|--|
| <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawings <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) <input type="text"/> | <input type="checkbox"/> After Allowance communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below): |
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| Firm or individual name | Douglas A. Collier Woodard, Emhardt, Moriarty, Moyle & Henry LLP |
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